

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

MARY ORMOND, *et al.*,  
On Behalf of Themselves and  
All Others Similarly Situated,

Plaintiffs,

vs.

ANTHEM, INC., *et al.*,

Defendants.

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JEFFREY D. JORLING,  
On Behalf of Himself and  
All Others Similarly Situated,

Plaintiffs,

vs.

ANTHEM, INC., *et al.*,

Defendants.

Case No. 1:05-cv-1908-TWP-TAB

As stated recently in the related case 09-798 [Docket No. 172], a review of the exhibits sought to be filed under seal suggests that many of the documents sought to be sealed by the instant motion may not be properly sealed. In fact, in this case it is difficult for the Court to discern why any of these documents should be sealed, irrespective of the confidentiality designation and protective order. For example, a portion of Exhibit 8 references deposition testimony setting forth Webster's Dictionary's definition of the word "authoritative." That definition, of course, is readily available public information, rather than something so highly confidential that it must be sealed from public view. Accordingly, any party that seeks to have any documents subject to this motion remain under seal shall show cause by July 6, 2011, why the documents should not be unsealed.

Tim A. Baker  
U.S. Magistrate Judge  
June 22, 2011

Case No. 1:09-cv-798-TWP-TAB

**MOTION FOR LEAVE TO FILE MATERIALS UNDER SEAL**

Plaintiffs, Mary Ormond, *et al.* and Jeffrey D. Jorling, respectfully submit their Motion for Leave to File Materials Under Seal, and state as follows:

1. Counsel for Plaintiffs and Defendants filed a Joint Motion for Protective Order on July 2, 2010. Docket #60.
2. On June 20, 2011, contemporaneous with this filing, Plaintiffs filed a

Reply in Support of their Motion for Partial Summary Judgment. The evidentiary materials relied upon by Plaintiffs that Plaintiffs seek to file under seal have been designated as “Confidential” according to the terms of the Agreed Protective Order.

3. The sealed materials are being filed contemporaneously herewith as Plaintiffs’ Designation of Sealed Evidence in Support of their Motion for Partial Summary Judgment.

WHEREFORE, Plaintiffs respectfully request that the Court accept for filing under seal Plaintiffs’ Designation of Sealed Exhibits in support of their Motion for Partial Summary Judgment.

Respectfully submitted,

/s/ Eric H. Zagrans

Eric H. Zagrans  
ZAGRANS LAW FIRM LLC  
24500 Chagrin Blvd., Suite 200  
Cleveland, OH 44122  
(216) 763-0090 (telephone)  
eric@zagrans.com (e-mail)

and

Edward O. DeLaney (4466-49)  
Kathleen A. DeLaney (18604-49)  
DELANEY & DELANEY LLC  
3646 N. Washington Boulevard  
Indianapolis, Indiana 46205  
(317) 920-0400 (telephone)  
ed@delaneylaw.net (e-mail)  
kathleen@delaneylaw.net (e-mail)

and

Michael F. Becker  
BECKER LAW FIRM L.P.A.  
134 Middle Avenue  
Elyria, Ohio 44035  
(440) 323-7070 (telephone)

mbecker@beckerlawlpa.com (e-mail)

and

Dennis P. Barron  
582 Torrence Lane  
Cincinnati, Ohio 45208  
(513) 871-2369 (telephone)  
DennisPBarron@aol.com (e-mail)

and

Lynn L. Sarko  
T. David Copley  
Cari C. Laufenberg  
KELLER ROHRBACK L.L.P.  
1201 Third Avenue, Suite 3200  
Seattle, WA 98101-3052  
(206) 623-1900 (telephone)  
lsarko@kellerrohrback.com  
dcopley@kellerrohrback.com  
claufenberg@kellerrohrback.com

and

H. Laddie Montague  
Todd S. Collins  
Peter R. Kahana  
BERGER & MONTAGUE, P.C.  
1622 Locust Street  
Philadelphia, PA 19103-6365  
(215) 875-3000 (telephone)  
hlmontague@bm.net (e-mail)  
tcollins@bm.net (e-mail)  
pkahana@bm.net (e-mail)

*Attorneys for Plaintiffs*

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing was filed electronically on June 20, 2011.  
Notice of this filing will be sent by operation of the Court's electronic filing system to the  
following parties who may access this filing through the Court's system:

Christopher G. Scanlon  
(chris.scanlon@bakerd.com)  
Paul A. Wolfla  
(paul.wolfla@bakerd.com)

Craig A. Hoover  
(craig.hoover@hoganlovells.com)  
Peter R. Bisio  
(peter.bisio@hoganlovells.com)  
Adam K. Levin  
(adam.levin@hoganlovells.com)

*Attorneys for Defendants*

/s/ *Eric H. Zagrans*  
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Eric H. Zagrans